

RECEIVED
CENTRAL FAX CENTER
OCT 10 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/511,527

Applicant: Brandt et al.

Filed: April 21, 2005

TC/AU: 1634

Examiner: Katherine D. Salmon

Docket No.: 231258 (Client Reference No. 049P 1454)

Customer No.: 23460

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

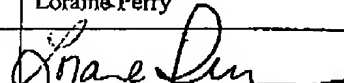
AMENDMENT

Sir:

Further to Applicants Reply to Office Action of August 9, 2006, please enter the following amendments and consider the following remarks.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10			
I hereby certify that this document and all accompanying documents are, on the date indicated below, being <input type="checkbox"/> deposited with the U.S. Postal Service using "Express Mail" service in an envelope addressed in the same manner indicated on this document with Express Mail Label Number <input type="checkbox"/> deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document, or <input checked="" type="checkbox"/> facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (571) 273-8300.			
Name (Print/Type)	Lorraine Perry		
Signature		Date	October 10, 2006

RECEIVED
CENTRAL FAX CENTER

OCT 10 2006

LAW OFFICES
LEYDIG, VOIT & MAYER, LTD.
TWO PRUDENTIAL PLAZA, SUITE 4900
CHICAGO, ILLINOIS 60601-6780

TELEPHONE: (312) 616-5600

FAX: (312) 616-5700 (G3)
(312) 849-0495 (G4)

FAX TRANSMITTAL SHEET

DATE: OCTOBER 10, 2006

NUMBER OF PAGES (INCLUDING
THIS FAX TRANSMITTAL SHEET): 8

LVM REFERENCE: 231258

FROM: SALIM A. HASAN

DIRECT LINE: (312) 616-5607

REGISTRATION NO. 38,175

TO: MAIL STOP AMENDMENT
UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313

FAX NUMBER: (571) 273-8300

IN RE APPLN. OF: BRANDT ET AL.
APPLICATION NO. 10/511,527
FILED: APRIL 21, 2005
FOR: METHOD FOR CHARACTERIZING PRIMARY TUMORS
EXAMINER: KATHERINE D. SALMON

ATTORNEY DOCKET: 231258

ATTACHED PLEASE FIND THE FOLLOWING DOCUMENTS:

1. FORM PTO-1083 (1 PG. W/ DUPLICATE COPY)
2. AMENDMENT (5 PGS.)

A confirmation copy of the transmitted document will:

☒ Not be sent. This will be the only form of delivery of the transmitted document.

The information contained in this fax transmission is intended only for the use of the individual or entity named above and those properly entitled to access to the information and may contain information that is privileged, confidential, and/or exempt from disclosure under applicable law. If the reader of this transmission is not the intended or an authorized recipient, you are hereby notified that any unauthorized distribution, dissemination, or duplication of this transmission is prohibited. If you have received this transmission in error, please immediately notify us by telephone or fax. Thank you.

FORM PTO-1083

PATENT

Attorney Docket No. 231258
 Client Reference No. 049P 1454
 Date: October 10, 2006

In re Application of: Brandt et al.
 Application No. 10/511,527
 Filed: April 21, 2005
 For: METHOD FOR CHARACTERIZING PRIMARY TUMORS

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

RECEIVED
 CENTRAL FAX CENTER
 OCT 10 2006

Sir:

Transmitted herewith is a reply to office action in the subject application.

- ☐ Small entity status is claimed for this application under 37 CFR 1.27.
- ☒ Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.
- ☐ Other:
- ☒ Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
TIME EXTENSION PETITION FEE			none		\$ 0.00		\$ 0.00	
subtract time extension fee previously paid			none		(\$ 0.00)		(\$ 0.00)	
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL	16	MINUS	20	= 0	x 25 =	\$	x 50 =	\$0.00
INDEPENDENT	1	MINUS	3	= 0	x 100 =	\$	x 200 =	\$0.00
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 180 =	\$	+ 360 =	\$
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					TOTAL	\$	TOTAL	\$0.00

- ☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

LEYDIG, VOIT & MAYER, LTD.

By

Salim A. Hasan, Reg. No. 38,175

Leydig, Voit & Mayer, Ltd.
 Two Prudential Plaza, Suite 4900
 180 North Stetson Avenue
 Chicago, Illinois 60601-6780
 (312) 616-5600 (telephone)
 (312) 616-5700 (facsimile)

Amendment or ROA Transmittal (Revised 5/9/05)

FORM PTO-1083

PATENT
 Attorney Docket No. 231258
 Client Reference No. 049P 1454
 Date: October 10, 2006

In re Application of: Brandt et al.
 Application No. 10/511,527
 Filed: April 21, 2005
 For: METHOD FOR CHARACTERIZING PRIMARY TUMORS

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

RECEIVED
CENTRAL FAX CENTER
OCT 10 2006

Sir:

Transmitted herewith is a reply to office action in the subject application.

- ☐ Small entity status is claimed for this application under 37 CFR 1.27.
- ☒ Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.
- ☐ Other:
- ☒ Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
TIME EXTENSION PETITION FEE			none		\$ 0.00		\$ 0.00	
subtract time extension fee previously paid			none		(\$ 0.00)		(\$ 0.00)	
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL	16	MINUS	20	= 0	x 25 =	\$	x 50 =	\$0.00
INDEPENDENT	1	MINUS	3	= 0	x 100 =	\$	x 200 =	\$0.00
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 180 =	\$	+ 360 =	\$
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					TOTAL	\$	TOTAL	\$0.00

- ☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

LEYDIG, VOIT & MAYER, LTD.

By 
 Salim A. Hasan, Reg. No. 38,175

Leydig, Voit & Mayer, Ltd.
 Two Prudential Plaza, Suite 4900
 180 North Stetson Avenue
 Chicago, Illinois 60601-6780
 (312) 616-5600 (telephone)
 (312) 616-5700 (facsimile)

Amendment or ROA Transmittal (Revised 5/9/05)